

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
MARTIN SOUDANI a/k/a MOUTAZ SOUDANI,

Plaintiff

v.

MOUT'Z SOUDANI, in his individual capacity and in his capacity
as the Trustee of the MOUT'Z. F. SOUDANI and ELIZABTH I.
RUTTKAYA/K/A ELIZABETH SOUDANI IRREVOCABLE
LIVING TRUST,

Defendant.
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Case No. 25- CV-176

**ORDER TO SHOW
CAUSE WITH
TEMPORARY
RESTRAINING ORDER**

UPON the Declaration of Martin Soudani a/k/a Moutaz Soudani ("Plaintiff") and the exhibits attached thereto, the Declaration of Aytan Y. Bellin and the exhibit attached thereto, the accompanying memorandum of law, and the simultaneously filed Complaint in this action and the exhibits attached thereto, it is

ORDERED, that the above-named defendant ("Defendant") show cause before a motion term of this Court, at Room 621, United States Courthouse, 300 Quarropas Street 500 Pearl Street, White Plains, New York on 1/17/25, at 9:30 o'clock in the morning ~~noon~~ thereof, or as soon thereafter as counsel may be heard, why an order should not be issued pursuant to N.Y. Surr. Ct. Proc. Act ("SCPA") § 719(7) removing Defendant as the trustee of the Mout'z F. Soudani and Elizabeth I. Ruttkay a/k/a Elizabeth Soudani Irrevocable Living Trust (the "2002 Trust"); and it is further

ORDERED that, sufficient reason having been shown therefor, pending the hearing of Plaintiff's application for removal as the trustee of the 2002 Trust, Defendant is temporarily suspended, pursuant to N.Y. SCPA § 719(7), as trustee of the 2002 Trust, and is

temporarily restrained and enjoined from taking any actions with regard to the assets contained in that trust; and it is further

ORDERED that Plaintiff shall not be required to post a bond; and it is further

ORDERED that that personal service of a copy of this Order and annexed Declaration of Plaintiff and the exhibits attached thereto, the Declaration of Aytan Y. Bellin and the exhibit attached thereto, and the Complaint in this case and the exhibits attached thereto, on Defendant or his counsel on or before 1/14/25 shall be deemed good and sufficient service thereof;

Dated: White Plains New York
January 13, 2025

ISSUED: 11:54 AM

Cathy Seibel
United States District Judge

in person
or by
email

and opposition
papers are to be
filed by 5 pm
on 1/15/25.